

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NIC Ins. Co.,

No. C-07-05988 EMC

Plaintiff,

STIPULATION AND [PROPOSED]
ORDER SELECTING ADR PROCESS

v.

ADR CERTIFICATION

APPIAN CONSTRUCTION CO., INC;
1221 MONTICELLO, L.P.,

Defendant.

The parties stipulate to participate in the following ADR process:

Court Processes:

☐ Arbitration

☐ ENE

☐ Mediation

(To provide additional information regarding timing of session, preferred subject matter expertise of neutral, or other issues, please attach a separate sheet.)

Private Process:

☒ Private ADR (please identify process and provider)

Mediation: Randall W. Wulff, Wulff Quinby & Sochhnsky Dispute Resolution.

Dated: 2-6-08

Wolkman Curran, LLP

By: _____

Attorney for Plaintiff David F. Myers,
Jackson DeMarco Titus Petersen
& Peckennough

Dated: 2-6-08

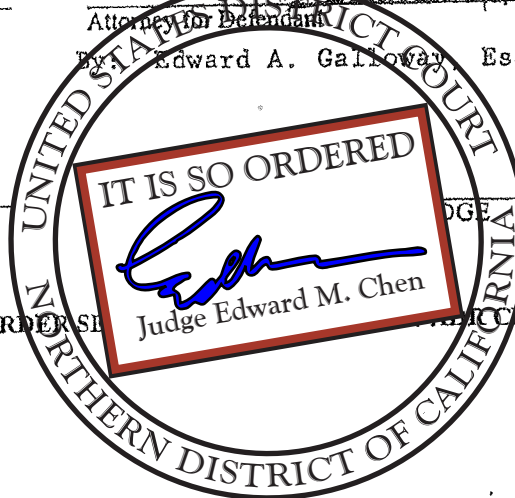
Attorney for Defendant

By: Edward A. Galloway Esq.

IT IS SO ORDERED:

Dated: 2-15-08

STIPULATION AND ORDER SELECTING ADR PROCESS



ADR CERTIFICATION

REV. 5/00

United States District Court

For the Northern District of California

United States District Court

For the Northern District of California

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

(Note: This Certification must be signed by each party and its counsel.)

Dated: 2-6-08

NIC Insurance Co.

By: Nancy Barrow
[Typed name and signature of plaintiff]
Nancy Barrow

Wolkin Curran, LLP

Dated: 2-6-08

By: David F. Myers
[Typed name and signature of counsel for plaintiff]
David F. Myers

Appian Construction Co., Inc.

Dated: 2-6-08

By: Vest Enea
[Typed name and signature of defendant]
Vesty Enea, authorized agent

Jackson DeMarco Tidus Petersen & Peckenpaugh

Dated: 2-6-08

[Typed name and signature of counsel for defendant]
By: Edward A. Galloway, Esq.

STIPULATION AND ORDER SELECTING ADR PROCESS / ADR CERTIFICATION

United States District Court

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(Note: This Certification must be signed by each party and its counsel.)

Dated: 2-6-08

[Typed name and signature of plaintiff]

Dated: 2-6-08

[Typed name and signature of counsel for plaintiff]

Appian Construction Co., Inc.

By: 

Dated: 2-6-08

[Typed name and signature of defendant]

Vesty Enea, authorized agent

Jackson DeMarco Tidus Petersen & Peckenpaugh

Dated: 2-6-08

[Typed name and signature of counsel for defendant]

By: Edward A. Galloway, Esq.

STIPULATION AND ORDER SELECTING ADR PROCESS / ADR CERTIFICATION

United States District Court

For the Northern District of California

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(Note: This Certification must be signed by each party and its counsel.)

Dated: _____ [Typed name and signature of plaintiff]

Dated: _____ [Typed name and signature of counsel for plaintiff]

1221 Monticello, LP

Dated: 2-6-08 By: _____ [Typed name and signature of defendant]

Vesty Enea, authorized agent

Dated: 2-6-08 Jackson DeMarco Tidus Petersen & Peckenpaugh _____ [Typed name and signature of counsel for defendant]

By: Edward Galloway, Esq.

STIPULATION AND ORDER SELECTING ADR PROCESS / ADR CERTIFICATION